

PTO/SB/21 (08-00)

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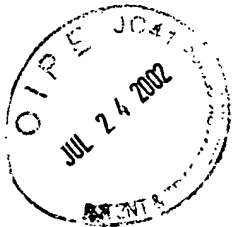
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/722,070	
	Filing Date	11/24/2000	
	First Named Inventor	KELLEHER et al.	
	Group Art Unit	3737	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission	49	Attorney Docket Number	028US1

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (Please identify below): JUL 30 2002 Postcard TECHNICAL CENTER R3700
Remarks "IDS" is a Supplemental IDS in view of PCT Written Opinion mailed Feb. 14, 2002 (also included).		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jonathan D. Spangler, Esq. (USPTO Reg. No. 40,182)
Signature	
Date	07/15/2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: July 15, 2002			
Typed or printed name	Jonathan Spangler		
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Application Serial No. 09/722,070
Attorney's Docket No. 028US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of)

BRIAN S. KELLEHER)

App. Ser. No. 09/722,070)

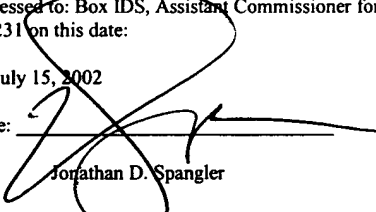
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Group Art Unit: 3737

Examiner: Unassigned

<p>I hereby certify that this correspondence is being deposited as First Class Mail in the United States Postal Service and addressed to: Box IDS, Assistant Commissioner for Patents, US Patent and Trademark Office, Washington, D.C. 20231 on this date:</p> <p>Date: July 15, 2002</p> <p>Signature: </p> <p>Jonathan D. Spangler</p>

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97 and 1.98

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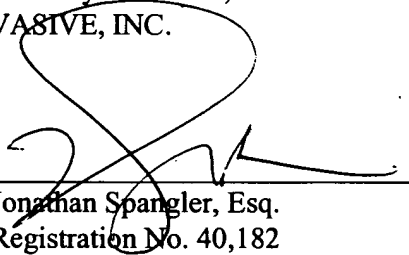
Dear Sir:

The references cited on attached forms PTO-1449 are being called to the attention of the Examiner. Copies of the references are being submitted via First Class Mail. A copy of the corresponding PCT Written Opinion (mailed February 14, 2002) is also enclosed herewith. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the First Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-2040. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,
NUVASIVE, INC.

By: 
Jonathan Spangler, Esq.
Registration No. 40,182

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July 15, 2002